



WASHINGTON STATE DEPARTMENT OF  
**Natural Resources**

Peter Goldmark - Commissioner of Public Lands

## **Application for Use of State-owned Aquatic Lands**

**Applicant Name:** BananaBelt Boats, LLC  
**County:** Skagit  
**Water Body:** Harbor Area, Fidalgo Bay  
**Type of Authorization:** Lease  
**Authorization Number:** 22-084216  
**Term:** 30 Years  
  
**Description:** DNR is considering granting a lease authorization of filled tidelands in the Anacortes Harbor Area.

## II. APPLICANT INFORMATION cont'

Department of Revenue Tax \*Registration Number (Unified Business Identifier) is Required: 602 051 591

Which of the following applies to Applicant (Check One and Attach written authority to sign - bylaws, power of attorney, etc):

Corporation ☐  
State of Registration:

Limited Partnership X  
State of Registration: WA

General Partnership ☐  
State of Registration:

Sole Proprietorship ☐

Marital Community ☐  
Spouse:

Government Agency ☐

Other ☐ (Please Explain:)

Has the site use been authorized before or is it currently under lease? Yes ☐ Lease Number:

No ☐ Don't Know X

## III. LOCATION

The Body of Water on which the state property is located:

WA - Fidalgo Bay

County in which the state property is located: Skagit

Government Lot: UNKNOWN

Section: ~~UNKNOWN~~ 19

Township: ~~Anacortes~~ 35

Range: ~~UNKNOWN~~ 2

E ☒ or W ☐

**Note:** A legal property survey including the legal description and other information about the property is required to obtain a use authorization. WA DNR survey requirements are attached to this form. The survey plat will be attached to the lease/easement as Exhibit A. **DO NOT HAVE THIS SURVEY CONDUCTED UNTIL YOU HAVE BEEN NOTIFIED IN WRITING THAT THE APPLICATION HAS BEEN ACCEPTED FOR PROCESSING.**

Physical description of Project Area (For example, Marsh, Tideflat adjacent to the Chehalis River, etc.): **That upland area within The City of Anacortes, Washington as Bounded by Fidalgo Bay to the North and East and by Skagit County Tax Assessors Parcels number P32977, P32979 and P32981 owned by MJB Industries, Inc. to the west, and parcel P33185 as owned by The City of Anacortes to the South**

Name of Owner(s) of Uplands, Shorelands, and/or Tidelands shoreward and adjacent to the Property: **See Above & DNR**

Address:

City:

State:

Zip Code:

Phone Number:

Fax Number

E-mail:

**Note:** Except for property located within established Harbor Areas, proof of ownership, or authorization to use the adjacent tideland, shoreland, or upland property may be required. If the applicant is the owner of the adjacent land, attach a copy of the deed.

County Parcel No(s). for adjacent properties, upland, and/or adjacent tideland properties:

#### IV. USE OF PROPERTY

Describe, in detail, the proposed use of the Property:

**For the purpose of an environmentally "Green" out-of-water recreational boat storage facility. Public Access to the Fidalgo Bay Shoreline will be conserved and provided as a part of this lease. Please see attached proposal "Proposal to DNR".**

Is or will the Property be subleased to another party? Yes ☐ No ☒

If yes, submit a copy of the sublease agreement.

What are the current and past uses of the site? **Currently unoccupied and unused.**

Do you have any knowledge of contamination of the site by toxic or hazardous substances, or of past uses or practices that might have lead to contamination by such substances? Yes ☐ No ☒

If so, please explain:

Do you know if any fill material has been placed on the property in question? Yes ☐ No ☒

If yes, please explain:

#### V. IMPROVEMENTS

Physical improvements are structures placed on the land that cannot be removed without damage to the land. Examples of such structures include: pilings, dolphins, piers, wharves, piling-supported buildings, structures built on fill or concrete foundations, buried pipelines and cables, and support structures for bridges.

What physical improvements currently exist on the site? (Photos may be required.) **None**

If there are physical improvements currently on the site, who owns them? **N/A**

If there are physical improvements currently on the site, describe their condition: **N/A**

Which, if any, of the existing physical improvements will be removed, remodeled, or reconstructed? **N/A**

Describe any physical improvements that the applicant is proposing to construct on the site: **Fencing the area, adding electrical requirements and electrical hookups and water line with hookups for up to 150 recreational boats. Adding crushed rock aggregate to the surface.**

Has any fill material been placed on the site? Yes ☐ No ☒

If Yes, please describe: **Unkown. None by BananaBelt Boats**

**VI. LOCAL, STATE, AND FEDERAL REGULATORY PERMITS** Copies of all Government Regulatory Permits, or Permit Waivers Are Required Before Issuance of a DNR Use Authorization. Your project may require all or some of the following.

Please include the following permit applications, permits, or waivers with the application:

**JARPA (Joint Aquatic Resource Permit Application)** - This one form is used to apply for all of the following individual permits:

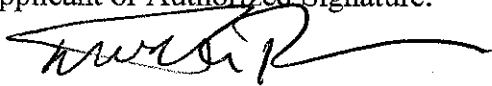
1. **Section 10 Permit** (Required by the US Army Corps of Engineers for any work in or affecting navigable waters, e.g., floats, docks, piers, dredging, pilings, bridges, overhead power lines.)
2. **Shoreline Substantial Development, Conditional Use, Variance Permit or Exemption** (Issued by Local Government, and is required for work or activity in the 100 year flood plain, or within 200 feet of the Ordinary High Water mark of certain waters; and which included any one of the following: dumping, drilling, dredging, filling, placement or alteration of structures or any activity which substantially interferes with normal public use of the waters.)
3. **Hydraulic Project Approval** (Required by the Department of Fish and Wildlife if the project includes work that will use, divert, obstruct, or change the natural flow or bed of any fresh or salt water of the state.)
4. **Section 404 Permit** (Required by the US Army Corps of Engineers if your project will discharge or excavate any dredged or fill material waterward of the Ordinary High Water mark or the Mean Higher High Tide Line in tidal areas.)
5. **Section 401 Water Quality Certification** (Required by the Department of Ecology if a Section 404 permit is required.)

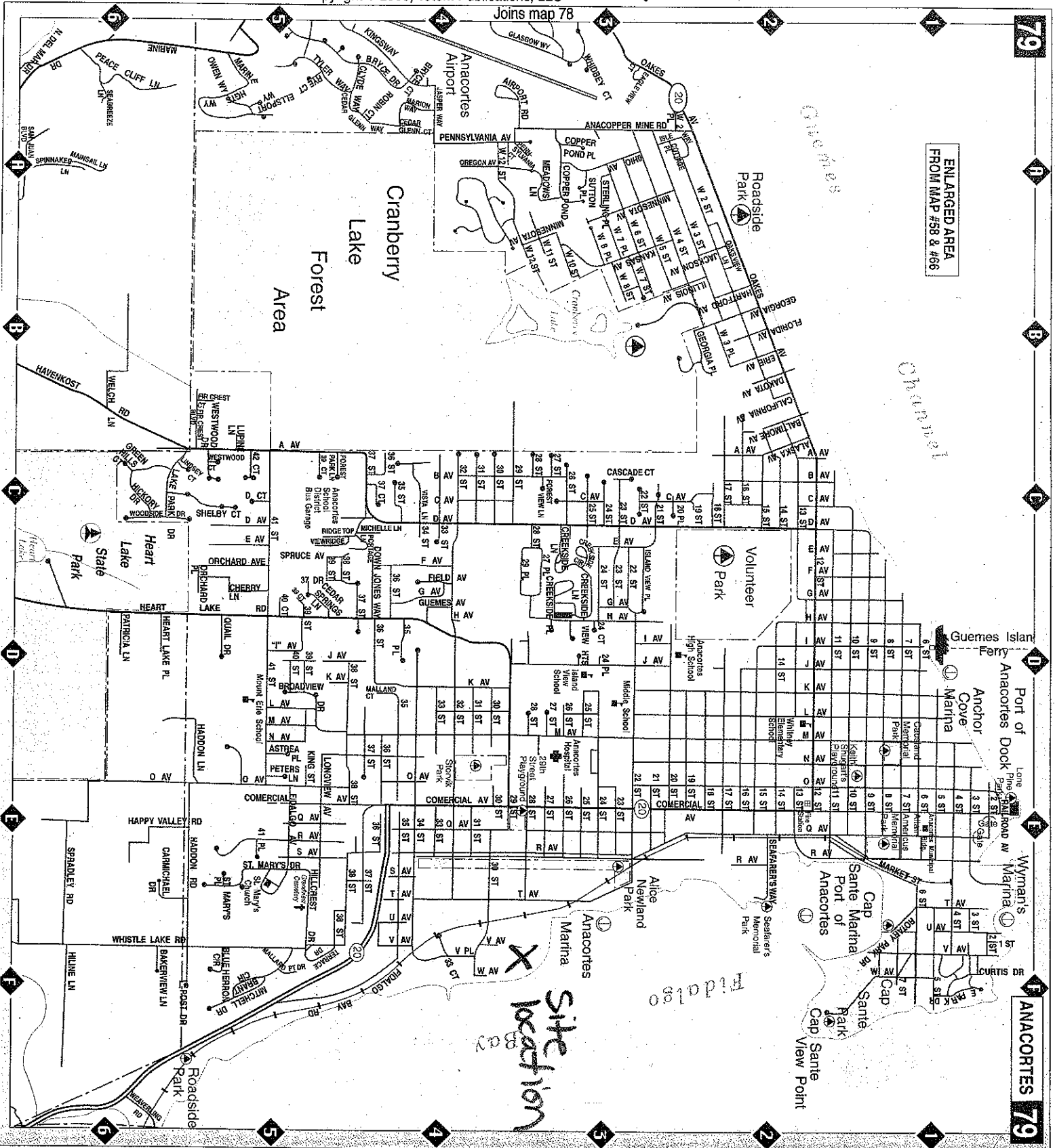
**NPDES (National Pollutant Discharge Elimination System Permit)** - Required by the Department of Ecology under delegated authority from the Federal Environmental Protection Agency for projects that include the discharge of fluid on or into surface water.

**SEPA (State Environmental Policy Act) Checklist and Environmental Assessments** - When you submit a permit application to any agency, if the project is not exempt, the lead agency will ask you to fill out an environmental checklist. Based on checklist answers and the reviewers knowledge of the project site, agency personnel will determine the types of impacts the project may have on the environment. The agency assessments may be the following forms: Determination of Nonsignificance, Determination of Significance, scoping documents, draft or final Environmental Impact Statements (EIS) or others prepared for the purpose of compliance.

Describe any habitat mitigation required by any of the permitting agencies identified above and identify where such mitigation is proposed to occur: None expected.

All answers and statements are true and correct to the best of my knowledge.

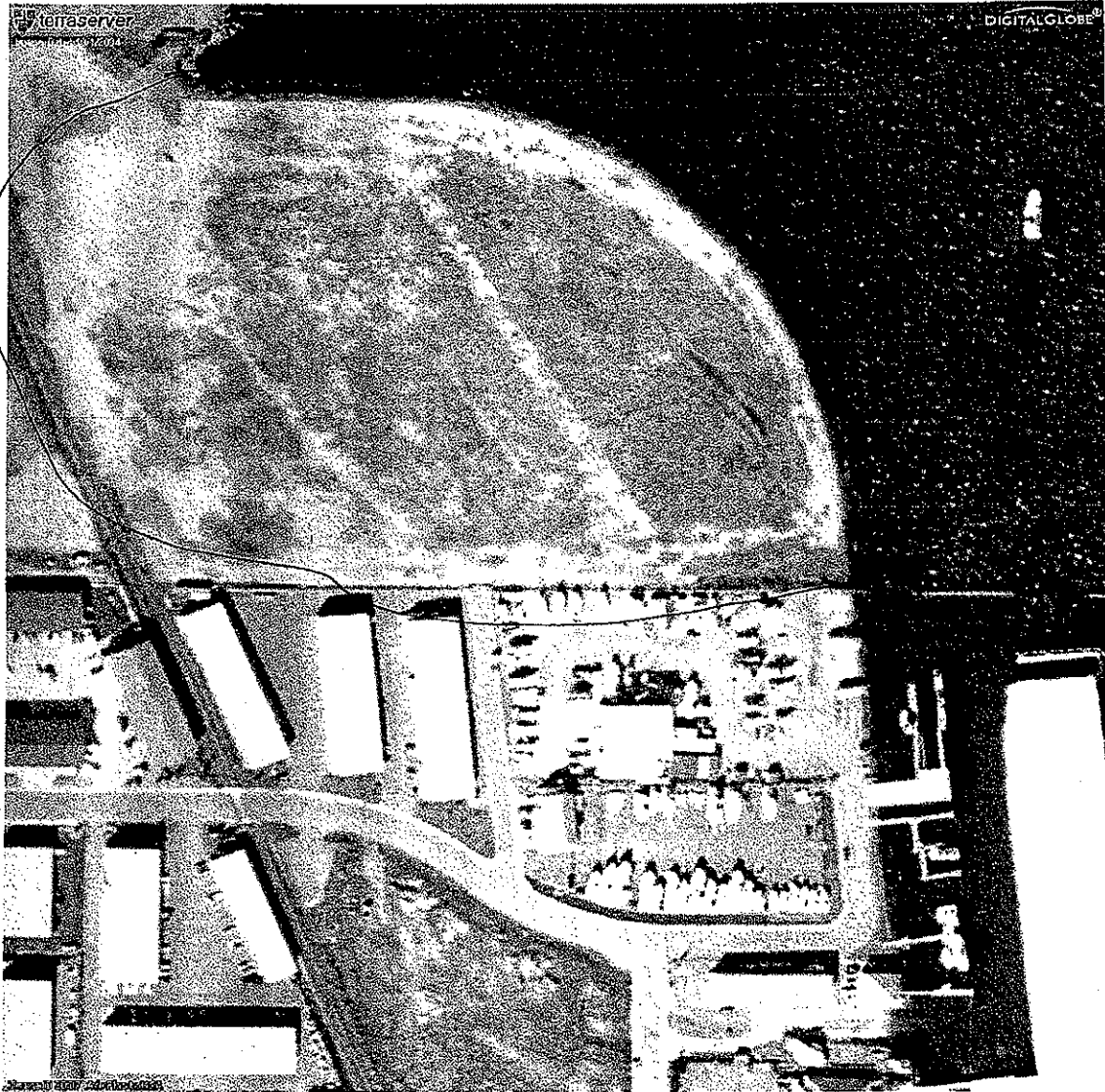
Applicant Name (please print): <u>matthew</u> <u>Thorn</u> <u>Banana Belt Boats, LLC</u>	Title: <u>COO / CFO</u>
Applicant or Authorized Signature: 	Date: <u>1-20-09</u>



ENLARGED AREA  
FROM MAP #58 & #66

Site location

# Filled Harbor Area



2004 Ariel View of Neighborhood and Area  
Including BananaBelt Boats  
Showing Department of Natural Resources Property and  
Boats for scale reference.